

performance appraisal prepared for Defendant Dowell in 2007, CHE states that because Defendant Dowell's direct supervisor, Co-defendant Marcus Smith, failed to prepare a performance appraisal for Defendant Dowell in 2007, CHE does not have such a document to produce. CHE's Response to this Order convinces this Court that it has fully complied with Defendants' Requests, and the Court's Order.

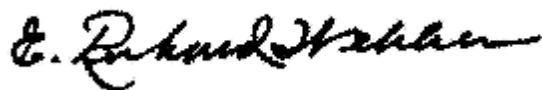
Accordingly,

IT IS HEREBY ORDERED that, upon finding Plaintiff CHE has fully satisfied its obligation to produce documents pursuant to this Court's October 26, 2012 Order [ECF No. 295], the Court hereby vacates its order directing Plaintiff CHE to produce any performance appraisal conducted for Jonathan Dowell in 2007, in response to Defendant Jonathan Dowell's Request for Production No. 15.

IT IS FURTHER ORDERED that CHE shall produce, on or before November 29, 2012 at 9:00 a.m., to the Law Offices of Kevin J. Dolley, 7750 Clayton Road, Suite 102, St. Louis, Missouri 63117, copies of the employee handbooks submitted to this Court on October 29, 2012, for *in camera review* pursuant to this Court's October 26, 2012 Order.

IT IS FURTHER ORDERED that Plaintiff will not be required to produce the customer list, marked as a CHE trade secret and confidential, produced by CHE for *in camera review* on October 29, 2012. The Court will destroy the document submitted for *in camera review* on December 6, 2012, unless CHE notifies the Court before that date of its intent to retrieve the document.

Dated this 21st day of November, 2012.



E. RICHARD WEBBER
SENIOR UNITED STATES DISTRICT JUDGE